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Attorneys for Defendants
**DITECH FINANCIAL LLC fka GREEN
TREE SERVICING LLC and THE BANK
OF NEW YORK MELLON FKA THE
BANK OF NEW YORK AS TRUSTEE
FOR THE CERTIFICATEHOLDERS
OF CWMBS, INC., CHL MORTGAGE
PASS-THROUGH TRUST 2007-14
MORTGAGE PASSTHROUGH
CERTIFICATES, SERIES 2007-14**

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

PAIGE A. CARLOVSKY,
Plaintiff,

v.

DITECH FINANCIAL LLC fka GREEN TREE
SERVICING, LLC, a Delaware limited liability
corporation; and THE BANK OF NEW YORK
MELLON FKA THE BANK OF NEW YORK
MELLON AS TRUSTEE FOR THE
CERTIFICATEHOLDERS OF CWMBS, INC.,
CHL MORTGAGE PASS-THROUGH TRUST
2007-14 MORTGAGE PASSTHROUGH
CERTIFICATES, SERIES 2007-14, a Delaware
limited liability corporation,

Defendants.

CASE NO. 2:17-cv-01051-APG-VCF

**STIPULATION AND ORDER FOR
DISMISSAL OF ACTION WITH
PREJUDICE AS TO DEFENDANT
DITECH FINANCIAL LLC**

TO THE HONORABLE COURT AND TO ALL PARTIES OF RECORD:

IT IS HEREBY STIPULATED by and between Plaintiff, PAIGE A. CARLOVSKY and
Defendant, DITECH FINANCIAL, LLC, by and through their undersigned counsel of record herein,
as follows:

1 1. On March 7, 2019, Defendant, DITECH FINANCIAL, LLC caused to be filed in this
2 present matter a Notice of Bankruptcy to inform the Court and the parties of Ditech's bankruptcy
3 cases and the automatic stay imposed by section 362 of the Bankruptcy Code.

4 2. On September 26, 2019, the Bankruptcy Court entered the Order Confirming Third
5 Amended Joint Chapter 11 Plan of Ditech Holding Corporation and Its Affiliated Debtors approving
6 the terms of the Third Amended Joint Chapter 11 Plan of Ditech Holding Corporation and Its
7 Affiliated Debtors.

8 3. The Plan contains a permanent injunction that specifically prohibits parties from,
9 among other things, taking actions inconsistent with the Plan, including, as relevant here, forever
10 prosecuting any action against Ditech for monetary recovery on account of any claim arising prior to
11 the closing of the transactions under the Plan—September 30, 2019.

12 4. Therefore, the above-captioned action including all claims and all causes of action
13 therein be and hereby is dismissed with prejudice as to Defendant, DITECH FINANCIAL, LLC
14 pursuant to Federal Rules of Civil Procedure, Rule 41.

15 **IT IS SO STIPULATED.**

16 DATED: November 13, 2019

KNEPPER & CLARK LLC

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18 By: /s/ Matthew I. Knepper
19 MATTHEW I KNEPPER, ESQ.
20 Nevada Bar No. 12796
21 MILES N CLARK, ESQ.
22 Nevada Bar No. 13848
23 5510 So. Fort Apache Rd, Suite 30
24 Las Vegas, Nevada 89148
25 Attorneys for Plaintiff

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1 DATED: November 13, 2019

WOLFE & WYMAN LLP

2
3 By: /s/ Andrew A. Bao

4 ANDREW A. BAO, ESQ.

5 Nevada Bar No. 1050

6 6757 Spencer Street

7 Las Vegas, Nevada 89119

8 Attorneys for Defendant

9 **DITECH FINANCIAL LLC fka GREEN TREE**
10 **SERVICING LLC and THE BANK OF NEW**
11 **YORK MELLON FKA THE BANK OF NEW**
12 **YORK AS TRUSTEE FOR THE**
13 **CERTIFICATEHOLDERS OF CWMBS, INC.,**
14 **CHL MORTGAGE PASS-THROUGH TRUST**
15 **2007-14 MORTGAGE PASSTHROUGH**
16 **CERTIFICATES, SERIES 2007-14**

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WOLFE & WYMAN LLP
ATTORNEYS & COUNSELORS AT LAW



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ORDER

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For good cause, the Court hereby grants the parties' stipulation to dismiss Defendant
3 DITECH FINANCIAL LLC with prejudice from Plaintiff's Complaint. Each party shall bear their
4 own fees and costs.

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IT IS SO ORDERED.

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UNITED STATES DISTRICT JUDGE

Dated: November 14, 2019.

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